

#18  
DMT  
5-28-02

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES

Attorney Docket No.:  
DIVER1180-1



In re Application of:  
Robertson, et al.

Application No:  
09/382,242

Filed:  
August 24, 1999

For: ESTERASES

Group Art Unit:  
1652

Examiner:  
R. E. Prouty

Applicants hereby appeal to the Board of Appeals from the decision mailed December 4, 2001 of  
the Examiner rejecting claim 26.

RECEIVED

MAY 23 2002

1.	<input checked="" type="checkbox"/>	Appeal Fee (37 C.F.R. § 1.17(b))	TECH CENTER 1600/2900
		other than small entity	\$320.00
	<input checked="" type="checkbox"/>	small entity	\$160.00

2.	<input checked="" type="checkbox"/>	A petition and fee for an extension of time for reply to the rejection is attached.							
	<input checked="" type="checkbox"/>	Extension Fee (37 C.F.R. § 1.17(a))							
		other than small entity							
			\$110.00		\$400.00		\$920.00		\$1,440.00
	<input checked="" type="checkbox"/>	small entity							
			\$55.00	<input checked="" type="checkbox"/>	\$200.00		\$460.00		\$720.00

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3.  Enclosed is the total amount of \$305.00 (Check No. 508103 in the amount of \$145.00 and Check No. 508102 in the amount of \$160.00); which consists of \$145.00 (\$200.00 minus \$55.00 paid with response mailed April 3, 2002, which equals \$145.00) for the Two (2) Months Extension of Time fee and \$160.00 for the Notice of Appeal fee. The Commissioner is hereby authorized to charge any other fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 50-1355. A copy of this sheet is enclosed.

May 3, 2002  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Lisa A. Haile, J.D., Ph.D.  
Registration No.: 38,347  
Telephone: (858) 677-1456  
Facsimile: (858) 677-1465

**USPTO CUSTOMER NUMBER 28213**  
GRAY CARY WARE & FREIDENRICH LLP  
4365 Executive Drive, Suite 1100  
San Diego, California 92121-2133

**CERTIFICATION UNDER 37 C.F.R. § 1.8**

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date **May 3, 2002**, addressed to: Commissioner for Patents, Washington, D.C. 20231.

**Cecilia Tobin**  
(Name of person mailing paper)

*Cecilia Tobin*  
(Signature)

**May 3, 2002**

(Date)